



Case Conclusion Data Sheet

Case #: 02-1999-0023

Date Entered: 10/28/02

A. Case and Facility Background

- 1 Court or Administrative Docket or Index Number: Civil Action #00-3520 (WHW)
- 2 Case Name: ~~Allied Waste Products, Inc., et al.~~
 - b. Additional Respondents/PRPs/Defendants: ~~Ansam Metals Corp.~~
 - ~~Associated Lead Inc. (now known as AI Divestitures Inc.)~~
 - ~~Belmont Metals Inc.~~
 - ~~Brandywine Recyclers Inc.~~
 - ~~Brookfield Auto Wreckers Inc.~~
 - ~~Campbell Soup Co.~~
 - ~~Capitol Bag & Waste Co. Inc.~~
 - ~~City Metal Co. Inc.~~
 - C&R Waste Materials of Beakes St. Trenton NJ and Hooper Avenue Brick NJ
 - ~~Coiners' Scrap Iron & Metal Inc.~~
 - ~~Cousins Metal Industries Inc.~~
 - ~~Daniels & Miller Inc.~~
 - ~~Davis Bros. Scrap Co. Inc.~~
 - ~~Davis Industries~~
 - ~~Delaware Valley Scrap Co.~~
 - ~~The Dexter Corp. as successor to Alco Scrap Metal Company and Alco-Met Inc.~~
 - ~~Douglas Battery Manufacturing Co.~~
 - ~~East Penn Manufacturing Co. Inc.~~
 - ~~Fry Metals~~
 - ~~General Motors Corp.~~
 - ~~Gregory's Auto Supply/ta Gregory's Machine Shop~~
 - ~~Hammond Group Inc.~~
 - ~~I. Broomfield & Son~~
 - ~~Jacobson Metal Co.~~
 - ~~James Metals Inc. of Clearwater~~
 - ~~Joe Allen Scrap Yard~~
 - ~~Johns Hopkins University~~
 - ~~Jones Motor Co. Inc.~~
 - ~~The Kirk Battery Co.~~
 - ~~Koehler Mfg. Co.~~
 - ✓ Lancaster Salvage Co.
 - James Marceline Salvage Co.
 - ✓ Maryland Metals Inc.
 - ✓ The Mearl Corp. (Englehard Corp.)
 - U.C.O.-M.B.A. Corp. (Metal Bank of America)
 - ✓ Mayer Alloys Corp.
 - ✓ Mid City Scrap Iron & Salvage Co. Inc.
 - Lucent Technologies Inc. as successor in interest to and for and in place of AT&T Corp. and corporate entities comprising Nassau Smelting & Refining and Nassau Recycling
 - ✓ Penn Harris Metals Corp.
 - Peanut City Iron & Metal Co. Inc.
 - Raleigh Junk Co.
 - Resources Alloys & Metals Inc.
 - Silver's Auto Parts Inc.
 - NEPS Holding Corp. Inc. formerly Sola Metals Co. Inc.
 - Tonolli Canada LTD.

United Steel & Metals
Willoughby Iron & Waste Materials

Site/Facility Data

Facility Name: NL Industries, Inc. Superfund Site

Street Penns Grove-Pedricktown Road		
City Pedricktown	State NJ	Zip 08067

County: Salem

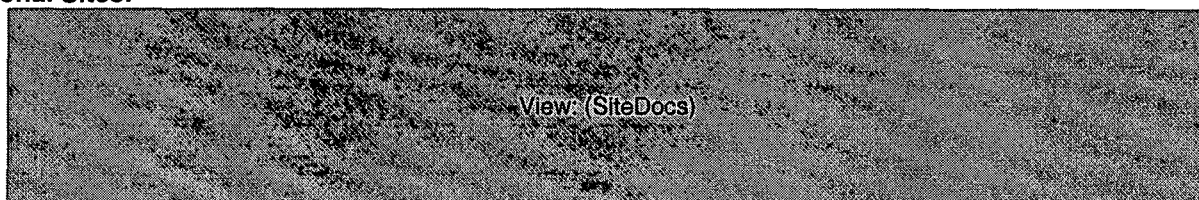
Program ID NO.: NJD061843249

FRS Number:

Facility 4-Digit SIC code(s):

Is this a Federal Facility? ☐ Yes ☒ No

Additional Sites:



Technical Contact: Joseph Gowers

212-637-4413

Attorney: Damaris Cristiano

212-637-3140

8 (c) ORC Branch: NJSUP

9 Statute(s)/Sections violated:

CERCLA/107A

CFR Violation Citations:

NPL Site? ☒ Yes ☐ No

10 Action Type: Judicial consent decree or court order

11 (a) Date of Final Instrument: 08/22/2002

(b) Docket Result Code: CR

12 (a) Type Case: 122G1A

(b) Violation Type(s):

13 Was this a MULTI-MEDIA action?

☐ Yes ☒ No

14 Was the Agency activity taken in response to Environmental Justice Concerns?

☐ Yes ☒ No

15 Was Alternative Dispute Resolution used in this action?

☐ Yes ☒ No

MOA Priority Activity

If this action was taken as part of the Region's FY2002/2003 MOA Priority Activity, please select all that apply. Also, please ensure that the appropriate SIC Code(s) and/or the Violation Type(s) have been indicated in the appropriate fields above.

B. Injunctive Relief and Other Compliance Activities

- 17 What action(s) did violator accomplish prior to receipt of settlement/order, or will violator take to return to compliance or meet additional requirements? Include actions completed prior to, and/or pursuant to, the final settlement/order and actions to be taken by violator to return to compliance or meet additional requirement. Where separate penalty and/or compliance orders are issued in connection with the same violation(s), report the following information for only one of those orders. Select all that apply from the following.

Actions That Result in Pollutant Reduction/Elimination		Actions That Result in Pollutant Identification	Actions That Do Not Result in Pollutant Reduction/Elimination
18	Cost (column 1) \$0.00		Cost (columns 2 + 3) \$0.00

C. Supplemental Environmental Project (SEP) Information

- 20 Categories of SEPS

Other Program-Specific SEP(s):

- 21 SEP Description:

- 22 Cost of SEP: \$0.00

- 23 Is Environmental Justice addressed by SEP?

☐ Yes ☐ No

24. Quantitative environmental impact of SEP pollutants and/or chemicals and/or waste-streams, and amount of reductions/eliminations (e.g., emissions/discharges).

Pollutant	Destination Media	Average Annual Amount	Units
-----------	-------------------	--------------------------	-------

D. Penalty

- 25 Final Assessed Penalty (Not including value of any SEP)

(a) Federal Amount	\$0.00
(b) State or Local share (if any)	\$0.00
Total:	\$0.00

E. CERCLA Cost Recovery

- 26 Amount of cost recovery awarded

(a) Federal	\$703,448.34
(b) State and or Local Government	\$0.00
Total:	\$703,448.34

F. Narrative Case Summary

- This de minimis consent decree follows the consent decree signed by the major PRPs and is therefore part of a global settlement at the NL Industries Superfund Site although each consent decree was filed

with its own separate complaint and has its own docket number. Under this de minimis consent decree, forty-eight (48) parties have agreed to pay their allocated settlement amounts calculated according to their respective volumetric contributions to the NL Site in return for full releases at the NL Site. The total amount to be paid by the settling de minimis PRPs of \$703,448.34 will be paid into the NL Industries, Inc. Superfund Site De Minimis Special Account within the EPA Hazardous Substance Superfund to be retained and used to conduct or finance the response action currently being undertaken by the major PRPs at the NL Site. Each de minimis settling PRP will receive a covenant not to sue and contribution protection from EPA under Sections 106 and 107 of CERCLA, 42 U.S.C. §§ 9606, 9607, with no reopener for either. Several parties who demonstrated their participation towards response activities prior to the entry of this CD were credited for amounts previously paid.

G. Self Disclosure Information

27 (a) Disclosure under Audit Policy?

☐ Yes ☒ No

28 Disclosure under EPA's Small Business Policy?

☐ Yes ☒ No
